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JUDGE RULES OUT A TALK WITH VICTIM

Defense Witness in Arbuckle Trial Balked by Judge.

MAY BE HEARSAY IS JUDGE'S GROUND

Dr. Kaarboe Alleges that Miss Rappe's Body Was Not Bruised; Intoxication Charged.

SAN FRANCISCO, Nov. 24.—Dr. Olav Kaarboe, was the first witness of the defense in the trial of Roscoe (Fatty) Arbuckle Wednesday. He said he attended Miss Virginia Rappe after her fatal party in Arbuckle's room at which Miss Rappe met her death.

The court refused to permit him to detail the conversation with Miss Rappe and Mrs. Belmont on the ground that it may be hearsay evidence. Kaarboe testified that he saw expressions of pain on Miss Rappe's face. There were no bruises on her body, he alleged, but she appeared intoxicated. Three experts are to examine Miss Rappe's bladder.

Fred Fishback, Arbuckle's friend, testified of inviting Miss Rappe and Mrs. Belmont to Arbuckle's party. Then he went on an automobile ride, he said, and when he returned he found Miss Rappe in a hysterical condition. He helped relieve her and put her in a bath tub.

Espee Wants To Talk Of New Wage Scales

SAN FRANCISCO, Nov. 24.—The Southern Pacific company has called conferences of all its railway employees to "negotiate a revision of rates of pay." It was announced officially Monday night at company headquarters here.

The management's wage proposals in practice, it is believed, will amount substantially to re-establishment of wage scales that were in effect at the end of the period of federal control, March 1, 1920. The statement was given with the authority of J. H. Dyer, general manager.

YAMHILL RIVER HIGH

SHERIDAN, Ore., Nov. 24.—Fifteen stores in the business district here were vacated Monday when flood waters from the Yamhill river inundated Main street. Several stores were washed away. Two bridges on the main highway between here and Willamina were washed out and the railroad bridge badly damaged. A large part of Willamina was flooded.

AMERICAN BISHOPS NAMED

ROME, Nov. 24.—The pope Monday morning at a secret consistory announced the appointment of the Most Rev. Michael Curley, D. D., former bishop of St. Augustine, Fla., as archbishop of Baltimore, and of the Rt. Rev. Thomas E. Molloy, administrator of the diocese of Brooklyn, as bishop of Brooklyn.

PROSPECTIVE HANGING

PORTLAND, Nov. 24.—Dan Casey was convicted yesterday of first degree murder for killing J. L. Phillips, railroad detective, in a box car robbery. Casey is now the sixth man in Oregon facing execution.

Finds Son at Death's Point from Hunger

SANDPOINT, Idaho, Nov. 24.—A father's search for his son after the pair, on a hunting trip, became separated in the wild region along Bear creek, north of Colburn, Idaho, ended when the father, Charles Robinson, after tramping without food, discovered the boy, Francis, unconscious, a few minutes before the latter died of hunger and exposure.

This story was brought to Sandpoint after Mr. Robinson had come into Colburn, utterly exhausted and nearly out of mind with grief. As the body of Francis, and a searching party was organized at Colburn to go out after it.

LAND ARMAMENT QUESTION IS THRESHED OUT

Support of French Attitude Has Not Yet Been Assured But Briand is Happy.

WASHINGTON, Nov. 24.—Delegates of five powers discussed the land armament question yesterday. None presented any proposals looking toward a concrete pronouncement supporting the French attitude.

It was decided to appoint sub-committees to consider airplanes, poisonous gases and other auxiliary means of warfare.

Premier Briand, who attended the conference before his departure for France, expressed satisfaction with the direction the discussions had taken.

Montana Snow Swept Worse Than Any Time In Quarter Century

HELENA, Mont., Nov. 24.—More snow fell during the present storm in Montana than in any other November for 25 years, according to the records of the local weather bureau. Up to 6 o'clock Monday morning the snowfall in Helena since the beginning of the storm at 3:45 Saturday afternoon had reached a depth of 13 inches. Continued snow and cold is the forecast for Monday night and Tuesday. At 6 a. m. the temperature was nine degrees below zero.

The storm extends over the entire northwest. All passenger trains are delayed in Montana from one to three hours. Rotary plows are being used by lines traversing the state.

FOCH TO VISIT IN PORTLAND

NEW YORK, Nov. 24.—New York Mayor Foch au revoir Sunday night sending him off on a swing about continent that will not end until December 13, when he returns here to sail the next day for France.

The itinerary announced Sunday night indicated that the generalissimo will travel more than 12,000 miles and visit 23 states and Canada.

The trip will take him to the Pacific coast and back again to Washington by a southern route, thence into Canada and back to New York through New England.

His itinerary as announced by the American Legion, in part follows: November 22, Washington; 25, Mason City, Iowa; 28, Billings, Mont.; and Butte; 29, St. Maries, Idaho, thence to Spokane; 30, Seattle; December 1, Portland, Ore.; 5, San Francisco; 4, Los Angeles; 5, Grand Canyon, Arizona; 7, Houston.

States Given Trucks To Aid In Road Work

More than 27,000 motor vehicles have been distributed by the Bureau of Public Roads of the United States Department of Agriculture among the various states for road-building purposes. Up to October 31 a total of 27,198 had been so distributed, including 1,899 retained by the Department of Agriculture for use on roads in the National forests and in connection with the administration of the Federal Aid Act. These comprise virtually all the surplus motor vehicles turned over to the Department of Agriculture by the War Department to be distributed under the Wadsworth-Kahn Act among the states for road-building purposes.

These vehicles, consisting mostly of motor trucks, are a part of the war materials originally intended for use in France. Oregon's quota was 214 trucks and 24 autos.

YESTERDAY'S WHEAT. PORTLAND, Nov. 24.—Wheat closed yesterday at 97 cents to \$1.04.

Tax Revision Bill Is Signed

Signature Attached During Dying Hours of Special Session

WASHINGTON, Nov. 24.—President Harding during the closing hours of the special session of congress last night signed the tax revision bill which repeals the excess profits and transportation taxes and most of the so-called nuisance and luxury taxes and reduces the individual taxes and increases the corporation income tax from 10 to 12 and a half per cent.

BRITISH PRICES ARE LOWER NOW

Commodity Prices Have Declined During the Past Few Months, Says Cable.

WASHINGTON, Nov. 24.—The following cable covering the trade and economic conditions in the United Kingdom during the past month was received from Commercial Attache W. S. Tower, London, under date of November 10 and 11, 1921:

The outstanding feature in the economic development of the United Kingdom during October was a renewed effort on the part of the Government to stabilize conditions in general and to give an impetus to trade. As called by Commercial Attache Tower, this effort consists in a bill, which has already passed the House of Commons and is now before the House of Lords, whereby the government undertakes to guarantee, both as to principal and interest, loans up to a total of 25,000,000 pounds remitted to assist capital enterprise. Although the Labor party is not fully satisfied with all the provisions of the bill, it is generally supposed that it will become a law without serious amendments or modifications.

Lower Commodity Prices. Another feature of the economic developments during the past month, and one which has occasioned no little surprise, was the continued deflation in commodity prices. Food products, particularly Australian meats, have shown the most marked decline. In September, declines and advances were evenly distributed among commodities; in October, however, all commodities, with the exception of cotton, showed a falling off in wholesale prices.

Conditions in the iron and steel industry encourage the belief that the worst is past. The average weekly output of coal was 4,200,000 tons. Lower wages in this industry permitted a decline in the price of fuel, with a favorable reaction on the iron and steel industry.

Unemployment shows little change since September. To be sure, a larger number of unemployed is reported.

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RAIL MANAGER FORCED TO BACK DOWN

Withdraws Testimony at Rate Application Hearing.

BULK OF TONNAGE IS FROM THE INTERIOR

J. A. Ford, of Intermediate Rate Association Tells of Progress Being Made at Chicago.

The hearing on the Countess application whereby the railroads seek to give lower rates to the coast cities than to interior cities is now under way in Chicago. J. A. Ford, secretary of the intermediate rate association, who spoke here on the rate question several months ago, in a letter received here telling of the progress of the hearing, last week states, in part, as follows:

"Got Mr. Chambers, vice president in charge of Traffic, Santa Fe Railroad, to admit that railroad freight rates were essential in the development of a city and that the railroads by their rates endeavored to maintain what he termed the 'balance' of industries by fostering them at Chicago and similar cities.

"Shortly after this admission had been pulled out of Chambers, Emanuel Disque asked: 'If the railroads find it good business to build rates to develop an interior city such as Chicago on one end, why would it not be equally good business to build the rates as to develop and build up interior cities such as Reno and Spokane on the other end?'

"Conditions are different, replied Chambers. Reno and Spokane are not manufacturing centers. They are consuming centers.

"This developed an interesting point that the Intermediate Rate Association has been looking for, and the railroads will be asked to justify their right to recognize market competition when they refuse to recognize consuming competition which makes market competition.

"C. O. Bergain, traffic manager of the Spokane Merchants' Association, threw a bomb into Chambers' testimony. Chambers testified that the bulk of the railroad tonnage was with the terminal points. Bergain produced the railroad companies' own exhibit of 1917, showing the bulk of tonnage with interior points by over 1,000,000 tons. Chambers then withdrew his testimony along that line."

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Train Robbery Foiled by Guard

Attempt to Hold up Mail Train Near Pittsburg Wednesday.

PITTSBURG, Pa., Nov. 24.—Private Wasserman, of the marine corps, guarding a Baltimore & Ohio mail train from Washington early today, near Washington Junction discovered two men at the mail car door. He fired his shotgun. One dropped off the train and the other swung on a hand rail and later was captured. He was brought to jail here.

FRUIT GROWERS WILL MEET SOON

Three Day Session to be Held in Forest Grove Early in December.

Six sessions of vital interest are contained in the programme for the 36th annual meeting of the Oregon State Horticultural society to be held in Forest Grove December 1, 2 and 3. Practically every subject of importance to the quality and crop-size of fruit and vegetables is included in the addresses arranged for.

Diseases and defects are to be discussed by the leading experts of the state and their treatments and cures will be dealt with fully. Grafting, seedling, trimming, packing and other subjects will receive attention and general speeches will be made on the welfare of the horticultural industry in the northwest and its relation to the prosperity of the country.

The only two men now living who were among the original charter members of the society will also be present and take part in the programme of the convention. They are Colonel Henry E. Dorsch and Colonel Harry P. Miller.

The programme for the convention follows: Thursday morning—Opening, 10 a. m., Early Percy, president, presiding; address of welcome, William Schultz, mayor; greetings from the state board of horticulture, Colonel H. E. Dorsch; response, H. C. Atwell; minutes of annual meeting, C. D. Minton, secretary; president's annual address, Earl Percy; reports of secretary, C. D. Minton; "Modern Practices in Gardening As I Saw Them in the Middle West and East," Elmo Chase, of Chase & Sons, Eugene, Ore. (Delegate to national convention of vegetable growers, Albany, N. Y., 1921.)

Thursday afternoon—Call to order, 1:30 p. m., A. G. B. Boquet, presiding; "The Onion Maggot," A. L. Lovett, Oregon Agricultural college; discussion, J. C. Leedy, Beaverton, Ore.; "Onion Smut Control," H. P. Bars, Oregon Agricultural college; "The Relation of Seed Strains to the Yield and Quality of Vegetables," Ray W. Gill of Gill Brothers Seed company.

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DETROIT FIGHTS TO OWN ITS STREET CARS

Voters Decide to Oust Private Line From Several Streets; 20 Year Fight.

DETROIT, Mich., Nov. 24.—Recent election at the polls on the part of Detroit voters to oust the Detroit United Railway from parts of Woodward avenue and Fort street, two of the city's most important thoroughfares, marked another step in the long fight for a complete municipal street-railway system.

Controversy between the Detroit United Railway and the city has been almost continuous for more than two decades the fight cropping out at all municipal elections in one form or another.

This struggle reached its height some time ago when the voters approved a proposal for a municipal railway system to compete with the railway company. The approval was contested by the Detroit United, however, the company carrying the fight to the United States supreme court on the grounds of illegality in the election, but the city was upheld.

The latest angle of the traction fight had its inception more recently, when the city offered the Detroit United Railway \$338,000 for its tracks and overhead equipment on the Fort street and Woodward avenue lines. The company refused this offer, declaring it would tear up the tracks rather than dispose of them for such a sum. Franchise held by the company on these lines had expired and Mayor James Couzens, champion of municipal ownership, submitted the ouster amendment to the voters at the recent election. The voters upheld the mayor by almost a two to one vote.

The ordinance requires the company to discontinue service on the two lines in question by about November 25 and A. F. Edwards, the traction organization's vice-president announced as soon as the results of the election became known that such action would be taken. Ninety additional days are granted the company.

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THOUSANDS AT YELLOWSTONE

Record Attendance During Past Summer Season; More Auto Visitors This Year.

YELLOWSTONE NATIONAL PARK, Wyo., Nov. 24.—The Department of the Interior, National Park Service reports that 81,651 people visited the Yellowstone National park during the tourist season just closed.

The outstanding feature of the American tourist travel during the summer was the increase of 2,158 automobiles carrying 7,684 passengers.

Fully anticipating the tremendous growth in automobile touring the National Park Service was prepared to direct the interest of safety, the stream of motor cars as they toured the park highway and accidents were rare events.

A new approach leading to the south entrance through the Snake Wind River valley and the Teton Mountain region was opened in August and will probably be popular with park visitors. Also the Hoback Canyon route leading into the Jackson Hole thence to the South gateway was completed this year and will be ready for travel next season.

According to the report rail visitors decreased 5,817 people under that of the record established during the 1920 season. The park officials attribute this decrease to higher rates and economic conditions of the country during the summer.

Wheat Receipts of Oregon Co-operative Are Heavy

SPOKANE, Nov. 24.—Total wheat receipts from Washington and north Idaho members received at the Spokane office of the Northwest Wheat Growers, Associated, were 6,159,549 bushels, according to figures announced. This includes receipts of 150,000 bushels during the week previous.

Advances during the same week increased from slightly below \$3.50, 00 to \$3.65, a gain of over \$150,000. About \$200,000 remains to be turned in. The ratio of advances remains without change, 50 cents per bushel in the former price.

The latest figures, show receipts of about 1,000,000 bushels in Montana and advances of \$600,000 and Oregon receipts of 4,000,000 bushels about \$2,000,000 in advances. Interest paid by the association on funds from the \$10,000,000 loan through the war finance corporation which are being used in advances to the growers has been reduced from 7 to 6 per cent. About \$500,000 in federal funds from this source has been advanced to growers through the Spokane office alone.

FORD HOTLY DENOUNCED IN THE SENATE

Election Contest To Come (Up Again Next January).

FINAL SETTLEMENT IS EXPECTED THEN

Day of Hot Debate Given Over to Question of Seating Senator Whose Seat is Contested by Flivver King.

WASHINGTON, Nov. 24.—The senate yesterday agreed to dispose of the Ford-Newberry election contest early in January.

WASHINGTON, Nov. 24.—The Ford-Newberry senatorial election contest in Michigan was laid aside by the senate after a day of discussion in which Henry Ford, who is contesting the seating of Senator Newberry was denounced and defended and which was culminated by a heated tilt between Senators Williams of Mississippi and Watson of Georgia, democrats. The election dispute was sidetracked to make way for the conference report on the revenue bill.

Senators, Pomerene of Ohio who is leading the fight against seating Mr. Newberry and King of Utah, both democrats, expect to be back from their trip to Haiti and Santo Domingo where a special committee is to make a naval administration for the island republics by the time the matter will be taken up again.

Dynamite Jars Graves of Century Standing

LOS ANGELES, Nov. 24.—Graves undisturbed for hundreds of thousands of years, according to scientists, were jarred to daylight at Torrance, near here, when a blast of 100 pounds of dynamite pushed in the air fossils of antediluvian beasts. It was a treasure blast, especially set for a group of California scientists who visited the fine pits which have given forth molars of the two-toed horse, the saber-toothed tiger, the giant sloth and other peculiar inhabitants of the jungles which existed hereabouts a half a million years or more before Los Angeles was thought of.

A whole mass of interesting discoveries was made in the debris of the explosion. Scientists accumulated the fossils which are being catalogued for various museums throughout the state. Something of the size of these prehistoric monsters may be gleaned when it is known that a tooth just a tooth, measures about 15 inches across the top and in from 18 to 20 inches long.

TOO MUCH TALK

SAN FRANCISCO, Nov. 24.—Two men who locked the night porter at Ben Brothers' cafeteria in an icebox early Monday, opened the safe, took \$281 and then hired a rent car to drive them far from the scene, discuss their exploit too loudly. With the result that the driver overheard and gave one of them up to the police. The other alighted from the car before the driver could find a policeman.

The arrested man, Paul J. Warren, confessed to the robbery, according to the police, who said they found most of the money on him. The proprietor of the cafeteria said the burglars were so hasty they overlooked \$1800 more in the safe.

